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BOX AF

RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2633
Docket No.: 837.1960

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Shigeki WATANABE

Serial No. 09/774,686

Confirmation No. 3081

Filed: February 1, 2001

For: METHOD, DEVICE, AND SYSTEM FOR REGENERATING OPTICAL SIGNAL

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NOV 05 2004

Group Art Unit: 2633 Technology Center 2600

Examiner: Phan, Hanh

RESPONSE AFTER FINAL REJECTION AND REQUEST FOR RECONSIDERATION

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Attention: **BOX AF**

Sir:

This is in response to the Office Action mailed August 5, 2004, and having a period for response set to expire on November 5, 2004.

The following remarks are respectfully submitted. Reconsideration of the claims is respectfully requested.

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S&H Form: (10/03)

| | | | |
|--|----------------------|------------------|-----------|
| REPLY/AMENDMENT FEE TRANSMITTAL | Attorney Docket No. | 837.1960 | |
| | Application Number | 09/774,686 | |
| | Filing Date | February 1, 2001 | |
| | First Named Inventor | Shigeki WATANABE | |
| | Group Art Unit | 2633 | |
| AMOUNT ENCLOSED | 0.00 | Examiner Name | Phan, Han |

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Technology Center 2600

FEE CALCULATION (fees effective 10/01/03)

| CLAIMS AS AMENDED | Claims Remaining After Amendment | Highest Number Previously Paid For | Number Extra | Rate | Calculations |
|--------------------|----------------------------------|------------------------------------|--------------|--------------|--------------|
| TOTAL CLAIMS | | - 32 = | 0 | X \$ 18.00 = | \$ 0.00 |
| INDEPENDENT CLAIMS | | - 3 = | 0 | X \$ 88.00 = | 0.00 |

Since an Official Action set an original due date of November 5, 2004, petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$110); (2 months (\$430); (3 months (\$980); (4

If Notice of Appeal is enclosed, add (\$340.00)

If Statutory Disclaimer under Rule 20(d) is enclosed, add fee (\$110.00)

Information Disclosure Statement (Rule 1.17(p)) (\$180.00)

Total of above Calculations =

\$ 0.00

Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)

TOTAL FEES DUE =

\$ 0.00

(1) If entry (1) is less than entry (2), entry (3) is "0".

(2) If entry (2) is less than 20, change entry (2) to "20".

(4) If entry (4) is less than entry (5), entry (6) is "0".

(5) If entry (5) is less than 3, change entry (5) to "3".

METHOD OF PAYMENT

- ☐ Check enclosed as payment.
- ☐ Charge "TOTAL FEES DUE" to the Deposit Account No. below.
- ☐ No payment is enclosed and no charges to the Deposit Account are authorized at this time (unless specifically required to obtain a filing date).

GENERAL AUTHORIZATION

- ☒ If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to:

Deposit Account No. 19-3935

Deposit Account Name STAAS & HALSEY LLP

- ☒ The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.

SUBMITTED BY: STAAS & HALSEY LLP

| | | | |
|------------|-------------------------|----------|------------------|
| Typed Name | Paul W. Bobowiec | Reg. No. | 47,431 |
| Signature | <i>Paul W. Bobowiec</i> | Date | November 4, 2004 |